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8   UNITED STATES DISTRICT COURT

9   FOR THE EASTERN DISTRICT OF CALIFORNIA

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11   DAVID E. EDWARDS,   No. 2:21-cv-00259-TLN-EFB

12   Plaintiff,

13   v.   **ORDER**

14   M. KUERSTEN,

15   Defendant.

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17   Plaintiff, a state prisoner proceeding *pro se*, has filed this civil rights action seeking relief

18   under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to

19   28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20   On June 13, 2022, the magistrate judge filed findings and recommendations herein which

21   were served on all parties and which contained notice to all parties that any objections to the

22   findings and recommendations were to be filed within fourteen days. (ECF No. 38.) Neither

23   party has filed objections to the findings and recommendations.

24   The Court has reviewed the file and finds the findings and recommendations to be

25   supported by the record and by the magistrate judge's analysis.

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1 Accordingly, IT IS HEREBY ORDERED that:
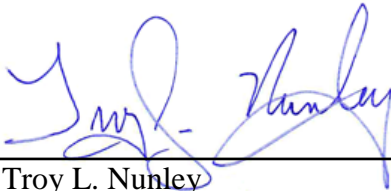
2   1.   The Findings and Recommendations filed June 13, 2022 (ECF No. 38) are

3 ADOPTED in full;

4   2.   Defendant's Motion to Dismiss (ECF No. 33) is GRANTED as to Plaintiff's claim

5 for injunctive relief and otherwise DENIED;

6   3.   Within 30 days from the date of this Order, Plaintiff may file a second amended

7 complaint (if he so chooses) to attempt to allege facts showing that his injunctive relief claim is

8 not rendered moot by his transfer out of CSP-Solano; and

9   4.   Plaintiff's request that the Court enter default judgment against Defendant (ECF

10 No. 36) is DENIED.

11 **DATED: August 15, 2022**

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15   Troy L. Nunley
      United States District Judge

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